

Message Text

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ACTION EA-09

INFO OCT-01 ISO-00 CIAE-00 EUR-12 PM-04 INR-07 L-03

ACDA-07 NSAE-00 PA-01 SS-15 PRS-01 SP-02 USIA-06

TRSE-00 SAJ-01 IGA-02 /071 W

-----280953 070527 /20

P R 280908Z FEB 77

FM AMEMBASSY TOKYO

TO SECSTATE WASHDC PRIORITY 5749

INFO AMEMBASSY CANBERRA

AMEMBASSY WELLINGTON

CINCPAC HONOLULU HI

C O N F I D E N T I A L TOKYO 2738

CINCPAC ALSO FOR POLAD

E.O. 11652: GDS

TAGS: MARR, JA

SUBJECT: AMENDMENT TO SECURITY ASSISTANCE BILL

1. EMBASSY NOTES APPARENT OMISSION OF "NATO EXCEPTION" FOR JAPAN IN 1/28/77 DRAFT OF FY-78 SECURITY ASSISTANCE BILL FORWARDED TO US BY EA/J FOR OUR INFORMATION. WE HAD UNDERSTOOD THAT USG WOULD REQUEST AMENDMENT OF THE ARMS CONTROL EXPORT ACT (AECA) TO PROVIDE JAPAN WITH SAME FLEXIBILITY ENJOYED BY NATO COUNTRIES IN MODE OF ARMS PURCHASES, BUT NO AMENDMENT IS PROPOSED IN ABOVE REFERENCED DRAFT. PROVISION CONCERNED IS SECTION 38 (3) OF CHAPTER 3 OF FMS ACT AS AMENDED BY AECA WHICH PROVIDES THAT NON-NATO COUNTRIES ARE LIMITED TO FMS RATHER THAN COMMERCIAL SALES FOR CONTRACTS FOR MAJOR DEFENSE EQUIPMENT OF OVER \$25 MILLION.

2. JDA OFFICIALS HAVE RAISED "NATO EXCEPTION" WITH MDAO AND IN WASHINGTON VISITS CITING DESIRE TO AVOID APPEARANCE OF DISCRIMINATION AGAINST JAPAN, AND GREATER CONFIDENTIAL

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POTENTIAL FLEXIBILITY FROM COMMERCIAL SALES. WE UNDERSTAND FROM JDA THAT TSUTSUI MISSION TO WASHINGTON ON FX PURCHASE ARRANGEMENTS WAS TOLD BY DSAA DIRECTOR FISH THAT USG WOULD MAKE EVERY EFFORT TO AMEND THE AECA TO INCLUDE JAPAN, AUSTRALIA, AND NEW ZEALAND. WE BELIEVE THIS A WORTHWHILE EFFORT IN BUILDING THE CONFIDENCE OF OUR CLOSEST ALLIES IN THE NON-DISCRI-

MINATORY NATURE OF OUR ALLIANCES. OUR UNDERSTANDING
IS THAT PROPOSED AMENDMENT WOULD NOT OBVIATE NEED FOR
GOVERNMENTAL REVIEW AND APPROVAL OF ANY MAJOR
PURCHASE CONTEMPLATED BY JAPAN. IN ANY EVENT, IF
JAPAN EXCEPTION APPROVED, IT IS CERTAIN GOJ WOULD USE,
AS IN THE PAST, A GOV-GOV MDV OR FMS COVERING DOCUMENT
FOR SOME PORTION OF A MAJOR EQUIPMENT SALE; REPL
PROBLEM FOR JDA LIES IN EXTRAORDINARLY COMPLEX CO-PRO-
DUCTION ARRANGEMENTS CONTEMPLATED BY JAPAN--A COMPLEXITY
WHICH IS DIFFICULT TO CARRY OUT UNDER FMS PROCEDURES.
SHOESMITH

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
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Concepts: MILITARY ASSISTANCE, LEGISLATIVE BILLS, AMENDMENTS
Control Number: n/a
Copy: SINGLE
Sent Date: 28-Feb-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
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Disposition Event:
Disposition History: n/a
Disposition Reason:
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Review Exemptions: n/a
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Review Withdrawn Fields: n/a
SAS ID: 3227965
Secure: OPEN
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Subject: AMENDMENT TO SECURITY ASSISTANCE BILL
TAGS: MARR, MASS, JA
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Type: TE
vdkgvwkey: odhc://SAS/SAS.dbo.SAS_Docs/cb361fbf-c288-dd11-92da-001cc4696bcc
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